

Nash, Bradley

From: Nash, Bradley
Sent: Wednesday, September 05, 2007 9:08 PM
To: 'DJackson@kvn.com'
Cc: 'mglick@howardrice.com'; Haney, Robert
Subject: Notice of Amin El Sokary Deposition

Attachments: SFX562.pdf

Dan:

I write in response to your objection to Roots taking the deposition of Amin El Sokary on September 12 in Paris. Judge Breyer's decision to deny consolidation does not preclude Roots from noticing a third party deposition of Mr. El Sokary in the Roots action. Judge Breyer never said that this deposition could only be taken with the agreement of all parties; he made no ruling affecting whether or not Roots was permitted to take depositions in Paris. As you know, discovery has now commenced in the Roots action. Gap has already served document requests, interrogatories and requests for admissions. Fed. R. Civ. P. 30(a)(1) similarly permits Roots to take the deposition "of any person . . . without leave of court." Accordingly, please see the attached notice of deposition.



SFX562.pdf (46 KB)

Regards,

Brad

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